G.R.S

File No. 13-11

Serial Nos. 1-19

1914.

Previous Reference
Legis 5 of 1905-06.
Secs 3-12 A. Aug: 06.

GENERAL AND REVENUE SECRETARIAT.

Later Reference
Legis 32-14 Secs 1-2 B. Dec: 14
Legis 39-14 (1-2) B.
Legis 12-16-1
Legis 21-16 (1-4) (Legis. Latin)
Legis 37-24 Secs 1 & 2
Legis 41-24-1, 3-8.

Part A: Manuscript

for October 1914

Subject—

Serial Nos. 1-19

No 815/78 dated 24th Aug: 1911
From the Inspector General of Police in Mysore
Forwards the proposals of the D.C. comms Kolar
for including copper wire, brass and electrical
fittings under the definition of the term "bearing
material" after the word "tools" marked with the
distinguishing mark of the mine clause (b)
subsection (6) of sec: 3 of the Regn

No 819/82 dated 24th Aug: 191.
From the Inspector General of Police in Mysore
Forwards the proposal of the D.C. Kolar urg
the necessity of amending sec: 17 of the Regn
to authorise the Superintendent of Pol

GPB—5,000—20-3-06.

(continued)

No Pol. 27 dated 9th July 1914
To the First Asst to the Resident in Mysore
Forwards for obtaining sanction of
the Govt of India a copy of the Bill to
amend the Mysore Mines Regn, 1906, as
finally passed in the council

No 5294 dated 31st July 1914
From the F. A. Resident in Mysore
Communicates the sanction of the
Govt of India for the Bill being passed
into law subject to the usual reservation
of power under Act 18 of the Dress of 1

No 616 dated 1st Sept: 1914
To the Compiler Mysore Gazette
Order the publication of the Regn as Reg
IX of 1914

No Pol. 284 & 3/10/14
To the F. A. Resident
Forwards 11 copies

G.R.S. 11]

GENERAL AND REVENUE SECRETARIAT.

(Legis)

NOTES.

File No. 13-4

FILE HEADING.

Amendment of the Mysore Mines Regn IV of 1906 so empowering the Supdt of Police K.G.F. to issue notices to quit on all undesirables

From

The Inspector General of Police in Mysore

No. 815/78 Dated 24/8/11 Received 26/8/11

Diary No.	Enclos.	Spare Copies.	Serial No.
J 576	1		1

BRIEF ABSTRACT OF LETTER.

Forwards the proposals of the D.C. Kolar for including copper wire, brass and electrical fitting under the definition of the term "mining material" after the words "apparatus" in rules marked with the distinguishing mark of the mine" in clause (b) of subsection (6) of section 3 of the Regn.

NOTES AND ORDERS.

No 819/82 dated 24th August 1911 from the I.G. of Police in Mysore

Forwards the proposal of the D.C. Kolar the necessity of amending sec: 17 of the Regs so as to authorise the Superintendent

G. R. S. 12]
General and Revenue
Secretariat.

Legis File No. 13 of 1911

Serial No.

to ~~give~~ issue the ~~the~~ notices on all the undesireables submitted with a copy of the G.O. No J 2363-5/Legis 12-10-3 dated 17/2/11 referred to in these communications. The ~~previous~~ files connected with that G.O. ~~are~~ has been submitted along with the ~~present~~ file regarding the Mining Boards ~~proposal~~ request to extend the provisions of the Mining Regn to the Railway premises between the Bowringpet and Marikuppam Stations which is now before the Dewan (S.K.) may this await the return disposal of the above file from the Dewan when the desirability of the question of empowering the Supdt. of Police with power to issue notices on all the undesirables has been pointed out by the Residency.

Connection

(S.K.) S.V. Subdt in Continuation

6/9/11 6/9/11 that file

Yelf File No. 13 of 1911

Serial No.

No. 4855 of 15th Aug. 1911 & send up F his finial proposals

W. S. Amundsen

3 Please consult 24 u/o

C.S. Balasundaram Pillai

23/9/14

Please put up a Copy of that letter for this file - Urgent

25/9/11

Yelf
Copy submitted
Vide (25) 27/9/11 SW(III)
25/9/11 S.N.

Forwarded 46 No 24 of Police for perusal and kind return and favoring needful action

B.S.

S. Thurgan

For Sec

28 27/9/11

Returned. The final proposals called for will be submitted

S. W. Yelf

D.O.No. A Mysore,

4th October 1911.

Dear Sir,

One of the representations contained in the address proposed to be given to the Dewan by Mr. Cooke, the representative of the Kolar Gold Fields Mining Board on the opening day of the Dasara Representative Assembly (day after tomorrow) is that "Government will be pleased to include under the definition of "Mining materials" copper wire, brass fittings and other manufactured parts of machinery". On this same subject the District Magistrate of Kolar in his report on the working of the Mines Regulation dated 15th January 1909 said that the Board "have pressed for 'all electrical fittings'(including copper wire) being specially declared as 'Mining materials'". I am desired to request you to be so good as to send me, in consultation with Mr. Bowring and Mr. Cooke, the text of a draft Notification to give effect to this request.

2. Another representation contained in the same addres is that the power given by Section 17 of the Mines Regulation to the Superintendent of a Mine and to the Superintendent of Police to order an undesirable off a Mine or a Cooly Colony (as the case may be), may be vested in a single central authority, viz. the District Superintendent of Police. I am also to request you to suggest in consultation with Mr. Bowring and the representative of the Mining Board a draf amendment to Section 17 of the Regulation.

3. As the matter is very urgent, I am desired to re-

quest

request you to kindly favour me with a reply before 12 O'clock tomorrow, if possible

Yours sincerely.

Offg. Secretary to Government,
Genl. & Rev. Deptt.

ell Esqr.,
ate Geologist and Secretary
to Government, Geological Dept.

6

D.O. No. 698.

From Mr. E. Westerdale

Camp Nazare,
5th Oct. 1911.

Dear Mr Balasundaram Iyer

In reply to your D.O. No. A. of the 4th instant, I beg to inform you that I have consulted both Mr Bowri and Mr Cook in the matter of the representations made by the latter in his address to be given to the Dewan tomorrow and to forward to you here with (1) a Draft Notification declaring Copper wire, brass fittings and other manufactured parts of machine

mining materials" within the meaning of the Burma Mines Regulation IV of 1906, & (2) a draft of Section 17 of the said Regulation amended, in accordance with para 2 of your above letter, so as to vest in the Superintendent of Police alone the power to order an undertaking to [illegible]. These drafts were drawn up by me after consultation with the above gentleman.

Yours sincerely,

E. W. Mitchell

C. S. B. Ramalingam Iyer, Esq., B. A.,
Offg. Secretary to Government,

To be circulated to Commissioners

This will be discussed in the
~~Joint~~ Liaison Representative
Assembly on the 7th inst.

Dhd Amadabe

5/10/11

Notification.

(Geplogical)

No. Dated,

Under Section (6), (c) of the Mysore Mines Regulation IV of 1906 the Government of His Highness the Maharaja of Mysore are pleased to declare that each of the undermentioned articles shall be classed as Mining Material within the meaning of the said Regulation

(1) Electric copper wire of any gauge;

(2) All brass fittings appertaining to engines, boilers, compressed air plant and electrical appliances; and

(3) Other manufactured parts of machinery.

By Order,

Offg. Secy. to Govt.,
Geplogical Dept.

Enclosure to D.O. No. 698 dated 5.11.11, from the Offg. Secy. to Govt., Geological Dept.)

Draft of Section 17 of the Mysore Mines Regulation IV of 1906 as amended in accordance with D.O. letter No. A, dated 4th. October 1911, from Mr. C. S. Balasundaram Iyer, Offg. Secy. to Govt., Gen. & Rev. Depts.

" Any person not employed in a mine who shall have been directed to quit such mine, or a mining camp, or a Government cooly colony, or Robertsonpet or Ooregum village or Steven's Camp on the Kolar Gold Field, or any other village in which a mining block is situated, by an order in writing signed by the Superintendent of Police and who subsequently to such order remains at or re-enters upon such mine, mining camp, Government cooly colony, or Robertsonpet, Ooregum village or Steven's Camp, or any other village in which a Mining block is situated, without the permission of the Superintendent of Police, shall be liable on conviction before a Magistrate to the penalty prescribed in Section 19."

The Superintendent of Police for Kolar Goldfield may by order in writing direct any person whose residence within the area as may be, notified by Government from time to time is considered undesirable, to quit the said area within 24 hours and such person shall not after the lapse of the said time remain at or re-enter the said area without the permission of the said Superintendent of Police he shall be liable on conviction before a Magistrate to a fine not exceeding one hundred rupees or to both.

An order passed under this Section may be Cancelled by the Supdt. of Police or by the Distt Magte.

6. The definition of mining materials in S.3 says such other materials & things used ~~or~~ in mining operations as may be declared by Govt. To make the Notification consistent with the Regn, I would add at the end of items 2 & 3, "used or intended to be used in mining operations".

7. ~~If~~ I am not sure if item 1) would come within this description. Perhaps the words may be added to it also.

8 I have no objection to the amendment of S.17 as proposed if it would satisfy the demands of the mining companies &c. interested in the matter. I presume that the work thereon solely on the Sights will not be more than he can conveniently manage.

7/10/11 H.V. Nanjundayya

GPB—50,000—12-8-10

Serial No.

I agree to both the notification and amendment of sec 17 of the Mines Regulations as proposed by the Geological Secretary

I am not keen on making the addition proposed by the second Councillor as it may defeat the object aimed at. Too much nicety is not wanted

I see no harm in investing the Supdt of Police with the power of expelling undesirable persons from the Kolar Gold Fields

K. P. Puttanna Chetty

7/10/47

The proposal to include "Coppernie" under the definition of Mining Materials was strongly opposed by the members of the Representative Assembly who have also no objection to the Superintendent of Police, K.G.Fields being invested with the sole power to issue notices or orders in the Mining area. The proposals were noted by Govt. for information

ed or
tended to
be used in
mining operations"

G. R. S. 12]
General and Revenue
Secretariat.

File No. of 1911

Serial No.

In the order to amongst amendment
of the Mines Regulations has been sent
up by the Offg State Geologist. The Draftsman
(Mr) General of Mines has not yet sent up
15/10/11 his final proposals
SN (11)

13

We may await Dy
proposals before taking fur
ther action. If appd, a D.O. reminder
will be addressed to him

S. Sivayanmaya

4/11/11

Rec'd 11

Yes, Draftsman drawn
[illegible]

15. Put up draft

G. R. S. 12]
General and Revenue Secretariat.

Legs File No. 13 of 1911-12

Serial No. 3

3453/438
No 2287 dated 1/3/12
from the I.G. of Police

Invites reference to his office letter nos 1&2 and informs that the Dy Supdt of Police has already been invested with powers underground Submitted.

The letter No 3354-412 & 27/2/12 referred to by the I.G. of Police in para 2 of this letter is the one explaining that there is no dual police control in the mines. (Legs 34-09-10 which is separately submitted). The summary of discussion had on the subject at last Rep. Assembly meeting is herewith put up — (58) 20 The desp. general also warns S.V.S. 6/3/12 an amendment of Sec. 19 so as to enhance the punishment for a breach of the offences under Sec 19 & 18 from 3 months to 6 months.

Submitted

MD (35)
5/3/12
K.S.S.
SVV (11)
S.V.S. 6/3/12

21 There was some opposition on the part of the members of the DRA to the suggested inclusion of Copper matte under the term Mining materials

22 Please put up a Copy A

G. R. S. 12]

General and Revenue Secretariat.

Revs File No. 13 of 191

Serial No.

the proceedings relating to the subject—

23 Para (iii) of the D's letter under disposal raises a new question

[illegible]

13/3/12

Submitted with copies as ordered

53. of 1911 — Summary of discussion.—Respectfully urge (1) that electric copper wire and brass fittings be included under the term "Mining materials" and (2) that the District Superintendent of Police be invested with powers to serve notices on undesirables throughout the minin

(1) Messrs. C. Krishnamurti, D. Ven[illegible]amiah, V. Raghavachar, A. Ramanna and S R. Bala[illegible]a Rau opposed the request to include copper wire and brass fittings, etc., under the term Mining material as it would place the public in a position of great danger.

Reply of Government.—Noted. *Vide* also Dewan's reply to the Address of the Mining Board.

Mysore Mines Regulation.—Under this heading we desire, firstly, to reque that Government will be pleased to include under the definition "Mining Materials copper wire, brass fittings and other manufactured parts of machinery, the valu of which excites the cupidity of Mines.

Secondly, we beg to point out that the present method of evicting bad chara ters from the Mines by the service of "undesirable" notices signed by the i dividual Mining Superintendents, does not work as satisfactorily as could be wishe A central organization alone can cope efficiently with the difficulties which cor stantly present themselves, and we respectfully suggest that the investiture of th

G. R. S. 12]

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No. 26

Extract from the Dewans reply relating to the subject

"3. The address of the Kolar Gold Fields Mining Board has also referred to two questions relating to certain amendments of the Mines Regulation and the Civil Procedure code. The Representative of the North Mysore Planter's Association has referred to precautions to be taken in the matter of recruitment of labour in Mysore for other countries, as all these are matters of legislation which effect more interests than one. I shall be glad to discuss them in this Assembly the first thing tomorrow ~~when we meet~~

R. S. 12]

General and Revenue Secretariat.

Telegs File No. 13 of 191/

Serial No.

Regulation Coasts vest the power of ordering off undesirables off the fields in the D.S.P. This involves legislation. Other

are adopted

29 (3) Point no (3) raised by the Dy. Commr refers refers to the punishment to be awarded for an offence under Sec. 170. The Dy. Commr wants it to be enhanced. No reasons have been shown and no urgency seems to be felt. ~~Enquiries not to be made~~

S. Srinivasamurthy

16/4/1

Office

When are all the previous files in which these questions have been discussed? Please put them up before I sign.

Urgent

S.

13/4/12

The files taken to by in this connection are necessary for my use.

S.

13/4/12

R. S. 12]

General and Revenue Secretariat.

Regs: File No. of 191

Serial No.

and there has been passed

24/1.1.2

25/4/1

32 I think that both sections 17 & 18 are somewhat faultily drawn up, as S. 69 gives the penalty for both of them & there is no necessity to refer to this provn in the sections. When we amend 17 we may as well remove this pleonasm. I have therefore redrafted the Section

33 Instead of attaching a Schedule to the Regs, I think it better to give power to fix & to notify the area

R. S. 12]

General and Revenue Secretariat. | Legislative File No. 13 of 1911-12

Serial No.

34. For mere disobedience of an order to quit, I think the present punishment is severe enough. I am therefore opposed to enhancing the punishment. As a test whether the punishment is insufficient, we may ask the Dy Cs (if considered necessary) to report in how many cases (out of how many) the extreme penalty of 3 months has been awarded during 5 year past.

35. On the Hon'ble about mining material, I am of the same opinion as before

G. R. S. 12]

General and Revenu Secretariat. | File No | of 1911-12.

Serial No.	
1130 / 5-5-12	30 Subd. to Dewan
	31 It is hoped that we reached a resolution upon sort, for after all, such resolution is subject to [illegible] further in the Legl. & elsewhere — Legl. Dr will please start on the lines of the 2nd Comml. (Mr. Mangudy's Notes) and include Copperware

Early [illegible] immediately

G. R. S. 12]

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No.

including "Copperwire" &c

S Srinivasamurthy

26/9/12

39 Submitted with the draft notn including copper wire &c made from the term mining material with the amendment suggested by the 1st councillor at page 11 of the note 2) a draft Bill to amend sec: 17 of the Mysore Mines Regn 1904 with a statement of objects and reasons and 3) a copy of the Mysore Mines Regn 19 with the amendment noted therein. The draft Bill will be got typed after the draft is approved. The 1st councillor at page 19 suggests that as a test whether the punishment fixed in sec: 19 of the Regn is sufficient or not the Dt commissioner may be asked (if considered necessary to report in how many cases out of how many) the extreme penalty of 3 months has been

R. S. 12]

General and Revenue Secretariat.

Legs File No. 13 of 1911-12

Serial No.

awarded during ~~5 years~~ past 5 years
Orders are ~~necessary~~ requested
~~to~~ on this point ~~whether~~ if a
letter to the Dy. commr Kolar
&c may be sent

S.V.S. (5-8) B.V.N.
28/9/12

40 Please get typed
as revised. Early
[illegible]

28/9/12

Typed drafts submitted

S.V.S. (5-8) B.V.N.
2/10/12

[illegible]

2/10/12

Seen 1st Commissioner

K. A. Srinivasaya
10/10

The drafts are
approved.

17/10/12

18/10

GPB—20,000—20-1-12

R. S. 12]

General and Revenue Secretariat. | File No. of 191

Serial No.

43 Subd H Dewan

19/10/12 S Venugannaya

4018
19.10.12

44 Dewan)
For W B Vaucher T. D. Ananda Rao
Dewan

Submitted to His Highness.

45 The accompanying papers relate to certain proposed changes in the Mysore Mines Regulation No.IV of 1906.

2. The representative of the Kolar Gold Fields Mining Board urged in his last year's address (1) that electric copper wire, brass fittings and other manufactured parts of machinery be included under the term "Mining materials" and (2) that the District Superintendent of Police be invested with powers to serve notices on undesirables throughout the mining area. The matter was discussed in the Assembly. There was some amount of reluctance as regards the inclusion of copper wire &c., under mining material but no objection was raised to invest the Superintendent of Police with the power to serve notices on the undesirables.

3. The Inspector General of Police is in favour of these changes and he also recommends that the penalty for disobedience should also be increased from three to six months. The First Councillor is of opinion that no case has been made out for the increase of penalty and the Second Councillor supports the proposals which he made as Inspector General of Police.

4. I agree with the First Councillor in thinking [redacted]

Page 18 of notes
Copy for approval
No. I

no change in Section 19 dealing with the penalty is necessary and the matter may therefore be dropped. The draft of a bill to amend Sections 17 and 18 of the Regulation with the statement of objects and reasons, is submitted for the approval of His Highness. Upon such approval being accorded the bill can be sent up for consideration of the Legislative Council in due course.

5. As regards the issue of a notification under Section 3 (6) e of the Regulation to include under the term 'mining material'copper wire &c., the matter has elicited some discussion as the result of which a qualifying clause has been adopted to limit the articles to such classes as are used or intended to be used in "mining operations".

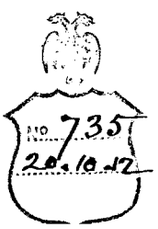
6. The two drafts herewith put up may be approved.

P. Chandra Rao
Dewan

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject.

Amendment of the Mysore Mines Regulation IV of 1906.



Order of His Highness the Maharaja

46 Approved

~~KKM~~

25/10/12.

Secy

Forward

D. Ananda Rao

Secy

Bg. III

K.R. Srinivasaiyangar

31/10

48 Bring up with a draft

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No.	
	~~Submitted with a draft d.o. to the Residency.~~
49	The Asst. secretary personally ordered that the dve. notification should issue today.
	V.S. 6/11/12
	No. J 1281 dated 6/11/12
	To the Compiler Mysore Gazette
	Notifies under sec: 3 (6) (e) that certain articles when used or intended to be used in mining operations should be treated as mining material for the purposes of the Regn.
	No. J 1282 dated 6/11/12
	To the I.G. of Police
	Forwards copy of the above.
	Submitted with a draft d.o. to the Residency as ordered at page 26.
	V.S. (S.S.) 6/11/12
51	Please get the copy as revised typed
	7/11/12
	Submitted with a typed copy of the draft and Bill. This has to issue from the Dewan's Office
	V.S. (S.S.) 7/11/12
	7/11/12

GPB—20,000—20-1-12

G. R. S. 12]

General and Revenue Secretariat.

Legs File No. 13 of 1911—12

Serial No.

53 Drafts appd. by 1st Council 11. 11. 12
K. R. Srinivasaiyangar
2/11

Subd.
S.V. SV (11)
18/11/12

54 14/11/12

Dewan

55. Drafts appd. by the Dewan
28-11-12

56. The letter to the Hon'ble the Resident has been issued from the Dewan's office and the draft placed on file.
C.E.R. 29.11.12 C.E.R. 57. K. R. Srinivasaiyangar 29/11/12

No. 81 dated 28th November 1912
To the Hon'ble the Resident in Mysore

Forwards a copy of a Bill to amend the Mysore Mines Regn., 1906 with a Statement of Objects and reasons and informs that the bill will in the usual course be laid before the Legislature

G R. S. 12]

General and Revenue Secretariat.

Legs File No. 13 of 1911-12

Serial No. 6

x.o.

No 7239 dated 7th Dec: 1912

From the F. A. Resident

Informs that the Resident has no prima facie objection to the Bill to amend the Mysore Mines Regn., 1906, being laid before the Legislative Counci & ordered to be submitted to the Secretary"

(Sd) B. V. L.

53. Rs. III

Sd/ H. R. S.
10/12/12

Submitted

Sd (58) S. N.
12/12/12 S. N.

17/12 61. to Councillors 1+2 for cff

Bill be noted for next me

Sd/ Srinivasa

Sd/ Narasimhayya
15/12

14/12/12

Sd/ K. R. Srinivasaiya
16/12

Sd/ S. Sevaraj
17/12/12

Sd/
19/12

R. S. 12]

General and Revenue Secretariat. | Legis File No. 13 of 1912-13

Serial No. | 52

Leave to introduce the Bill into the Legislative council was accorded by the council at their meeting dated 6th April 191
The Bill was then published in the Mysore Gazette in English and Kannada

R. S. 121

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No.

63) The Bill was read before the Legis. council on 7/10/1913 and it was then decided that it need not go before the Select committee but that it might be taken up at a subsequent meeting of the council for consideration. It was accordingly taken up for consideration on 26/2/ and was ~~passed~~ adopted and it was decided that it be taken up and passed at a subsequent meeting of the Council. This measure requires the previous sanction of the Govt of India A draft letter to the Residency is put up

Please see Legis V.V.

Flag O Why?

66) Is the Tariff Schedule made out?

67) Is this included

64)

H. V. Narayana

65) Subd. with a tidy draft as ordered.

68)

S.V.S. (68) 6/3/14 N.N. Dr Secy)

S.V.S. (68) 7/3/14 N.N. Dr Secy)

A tidy draft as revised may be put up.

S.P. Rajagopalachariar 9/3

S.P. Rajagopalachariar 9/3

Drawn S.M. Narasimha 8/3

Drawn 3/3/14

First Member

Serial No.

not included in the Schedule appended to the Treaty But both when the original Reg^{n} was passed & when the Reg^{n} was recast & amended in 1906, the Reg^{t} made it a condition of giving assent to the Reg^{n} that "the Governor. General in Council retains over it the power & authority which vests in the Governor. General in Council by Virtue of Article 19 of the Instrument of Transfer" (vide Rev^{y} letter dy 5-7-06 & 16-8-1907) Hence it was considered necessary to obtain the Sanction of the Govt of India prior to the passing of the bill

S.P. Rajagopalachari 10/3

Dy Secy (Ist member)

Dy Secy to Govt
D.M. Narasimha Rao 12/3

I think it unnecessary to obtain the assent.

Dewan

13/3/14

Dy Secy to Govt
13/3

General and Revenue Secretariat. Legis File No. 13 of 1911-12.

Serial No.

72) I agree. But I think a D.O. intimation to th Residency is desirable. If the First Member agrees the draft placed on the file may issue.

31.3.14. M. Visvesvaraya

73. First Member) 1/4. Duncan Oliver 1/4 S

74 Draft appd: by First- member Council

K.R. Srinivasaiyangar 3/4

3.4.14 3/4

75. To be issued at once

S.P. Rajagopal 3/4

No. D. O. 1580 of 4/4/14

To the Hon'ble the Resident in Mysore

Informs that as the Mines Regn is not included in the schedule appd in the new treaty, it is presumed that sanction of the Govt of India is not req to the Bill passing into law.

Submitted

The Bill was again placed before the Legislative council on 14/4/14, and was finally passed by them. A copy of the Bill as finally passed is herewith put up. The certificate at the bottom has to be filled up and signed.

R. S. 12]

General and Revenue Secretariat. | Legis File No. | of 191 1-12

Serial No.

by the Dewan after obtaining the sanction of His Highness to its being passed into law

S.V.S. 4/5/14

J.K. Lakshmana Rao 4/5/14

77 A draft Submission Note is also put up

D.M. Narasimha Rao 8/5

Dewan

8/5/14

Submitted to His Highness.

78 The Bill × to amend sections 17, 18 and 19 of the Mysore Mines Regulation, 1906, was finally passed by the Mysore Legislative Council at the meeting held on the 14th April 1914.

79 2. I solicit the gracious sanction of His Highness to its being passed into law.

M. Visvesvaraya
14th May 1914

Fern Hill,
18th May 1914.

To

80

R. H. Campbell Esq., C.I.E.,
Private Secretary to the Maharaja
Fern Hill.

My dear Sir,

I sent up the file relating to the Bill to amend the Mysore Mines Regulation to you with my Submission Note dated the 15th instant. A communication has since been received from the Residency that the amendment in question is one which should be submitted to the Government of India before being passed into law here. I shall therefore feel obliged if you will kindly ~~send back~~ after the file for re-submission after considering the question ~~whether the sanction of the Government of India is necessary as suggested~~ raised by the Hon'ble the Resident.

Yours sincerely,

18-5-14

ASD

D.O. No. dated 15/5/14

18/5/14

From R. H. Campbell Esqr C.I.E.,
Private Secretary to H.H. the Maharaja
Jam Hill

My dear Sir

As requested in your
urgent D.O. No. 11 of this
date I return herewith
the File relating to the
Mysore Mines Regulation
Amendment Bill

Yours sincerely
R. Campbell

Office of the Dewan of Mysore.

NOTE.

Dated...19th..May.....*1914*

D.O. letter No.3394 dated the 16th May 1914 From the First Assistant to the Hon'ble the Resident regarding the Bill to amend the Mysore Mines Regulation.

****

32 ~~83~~ Forwarded, with the file, to the First Member of Council, with compliments.

33 ~~84~~ I am inclined to agree with the Hon'ble the Resident. Draft of a communication to the Residency, may be kindly furnished, if the First Member agrees.

19.5.14. K.B. M. Visvesvaraya

We may accept the decision of the Hon'ble the Resident in this case, though something could be said on the other side. A draft letter may be submitted.

Secy (Leg) 22/5/14

Draft Dewan 25/5

25/5

T. R. S. 12]

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No. 15

D.O. No. 3396 dated 16th May 1914 from the T.A. Resident informs that as the Mines Regn. is in some important respects at variance with and goes beyond the provisions of the criminal Pro code, the ~~Govt sanction~~ consent of the Governor General in council is required for the Bill being passed into law.

Subd. with a draft letter to the Residency.

S.V.S. (GO) 28/5/14 Ill A.M. 86 Secy)

S.P. Raja 29/5

The draft may be approved.

First Member DDiwan

Dewan 1/6 1/12

88 Draft appd. by 1st Member.

SKV. 16.6.14. 16/6

89 Draft sent by Diwan

Aiyangar 20/6. 7/6

90 91 Issued

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No.	
16	No Pol. 27 dated 9th July 1914 to the F.A. Resident in Mysore forwards for obtaining the sanction of the Government of India a copy of the Bill to amend the Mysore Mines Regn., 1906, as finally passed in the council.
17	No S 296 dated 31st July 1914 from the F.A. Resident in Mysore Communicates the sanction of the Govt of India for the Bill being passed into law subject to the usual reservation of power under Art 18 of the ~~Treaty~~ Treaty of 1913. Submitted. (Sd) The Bill has already been finally passed by the Legis. Council. His Highness' assent to the Bill being passed into law has to be obtained and the usual certificate ~~endorsed~~ on the Bill filled up and signed by the Dewan. A draft submission note is also put up

S.V.S 10/8/14 (48) NWE N.N.

GPB—60,000—7-11-13

G. R. S. 12]

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No.	
	92 Secy)
	#93 First Member & Dewan)
	93-94
702	Draft appd: by 1st Member.
17.8.14	15.8.14.

Ex. S. Sreenivasaraya 10/8/14

Dewan Bahadur V. P. Madhava Rao 7/8/14

Submitted to His Highness.

L

T

R

95. The Bill to amend Sections 17,18 and 19 of the Mysore Mines Regulation, 1906, was finally passed by the Mysore Legislative Council at the meeting held on the 14th April 1914 and the sanction of the Government of India to the Bill has been received.

96. I solicit the gracious sanction of His Highness to its being passed into law.

M. Ramarao
18th Aug. 1914.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Promulgation of the Bill to amend sections 18 and 19 of the Mysore Mines Regulation, 1906, as law

Order of His Highness the Maharaja

97
98. KRW
20/8/14

98
99. Sanctioned
21.8.14 M. Visweswaraya
Dewan
D. M. Narasimha Rao
22/8/

General and Revenue Secretariat.

Legis File No. 13 of 1911-12

Serial No.

99 100. Submitted with a draft order promulgating the Regulation

100 101 may be approved

S.V.S. (48) 25/8/14 N. N.

Sreenivasa Iyer 25/8

101 102. First Committee /

Draft appd. by First member 29.8.14

M S S

K. M. Nanniya 31/8

102 103. Issue

Sreenivasa Iyer 31/8

No. J 616 dated 1/9/14

to the Compiler Mysore Gazette

Orders the publication of the

103 Regn as Regn IX of 1914

104 Govt. Share editions of the Regn have been received. 11 copies as usual have to be sent to the Residency

A draft is put up

S.V.S. 29/9

104 105 Issue

Sreenivasa Iyer 29.9.

No. Pol. 284 & 3/10/14

to the F. A. Resident.

Forwards 11 copies of the Regn

DIARY No. 1574

19 —19 1911-1912

SECTION Legis.

FILE No. 13-11

SERIAL No. 1

From

The Inspector-General of
Police in Mysore.

To

The Secretary to the Govt. of
H. H. the Maharaja of Mysore,
Gen. and Rev. Depts

Dated 24th August 1911

Despatched

Received

General No. 815-78

Enclosure No. one

Forwarding the proposal of the Deputy Commr. Kolar Dist. to include certain articles under the definition 'mining material' of the 'Mines Regulation'.

OFFICE OF THE INSPECTOR-GENERAL OF POLICE IN MYSORE.

No. 8

Dated Bangalore, August 19 11

FROM

D. Devaraj Urs Esquire,

Inspector-General of Police in Mysore.

To

C.S. Balasundaram Iyer Esquire, B.A.,

Offg. *Secretary to the Government of H. H. the Maharaja of Mysore, General and Revenue Departments.*

SIR,

I have the honor to forward herewith for the information of Government copy of letter No.1172 dated 29-7-1911 from the Deputy Commissioner Kolar stating that as costly and valuable materials such as copper wire, brass and electrical fittings, belonging to the Mining companies are largely scattered over the Fields and require special protection, it is necessary to include these articles under the definition of "mining materials" under the Mines Regulation"

2. The proposed addition while it affords protection to the interests of the mining bodies and of Government, will in no way interfere with the interests of the general public or of commerce, for, neither the public nor the ordinary merchants generally deal in such materials.

I would therefore recommend that these articles may be brought under the definition and the same amended as proposed by the Deputy Commissioner.

I have the honor to be,
sir,
Your most obedient servant,

M Lakshmandass

Inspector-General of Police.

Letter No.1172 dated 29th July 1911 from the Deputy Commissioner, Kolar District, to the Inspr-General of Police in Mysore.

"I have the honor to state, in connection with the proposed amendment of the Mysore Mines Regulation No.IV of 1906, it is of great importance that section 6(b), which defines Mining Material, should be so amended as to include copper wire, and brass and electrical fittings and I would suggest that these articles be inserted after the words "tools marked with the distinguishing mark of a mine".

It was at first thought that copper wire would come under the heading of "materials used in treatment and extraction" but the Chief Court has held that it does not fall under this head.

Very large quantities of these materials are used on the mines and they are exceedingly valuable, so much so that they require just as much protection as quartz and gold. I may add that such materials are not used within the area except by the mines and though it is true that Government could notify these particular articles under section 6(E) it would be simpler, while the Regulation is being amended to enlarge the definition so as to include these materials.

In the above connection it is to be noticed that very large quantities of copper wire are used by Government in connection with the Cauvery Power Scheme and thefts of wire in and along the power line could be more easily dealt with if it was included under the definition of "Mining Material".

For the above reasons I beg that you will move the Government to amend the section in the manner proposed".

C O P Y *

Inspector-General of Police

19 19 //

1911 1912

SECTION Legis

FILE No. 13-11

SERIAL No. 2

From

The Inspector General of Police in Mysore.

To,

The Secretary to the Govt. of
H. H. the Maharaja of Mysore,
Gen. and Rev. Depts

Dated 24 august 911

Despatched

Received

General No. 815
82

Enclosure No. Two

orwarding a copy of the letter
rom the Deputy Commissioner, Kolar
ist, urging the necessity for
amending Section 17 of the Myso
Mines Regulation No IV of 1906

No. [illegible]

OFFICE OF THE INSPECTOR-GENERAL OF POLICE IN MYSORE.

Dated Bangalore, August 1911.

FROM

D. Devaraj Urs Esquire,

Inspector-General of Police in Mysore.

To

C.S. Balasundaram Iyer Esquire, B.A.,

Offg. *Secretary to the Government of H. H. the Maharaja of Mysore, General and Revenue Departments.*

SIR,

Adverting to the 2nd para of Government Proceedings No.J.2363-5/Legis.12-10-3 dated 17-2-1911 reviewing the Report on the working of the Mysore Mines Regulation No.IV of 1906 for the year 1909-1910, I have the honor to forward herewith copy of letter No.1171 dated 29-7-1911 from the Deputy Commissioner, Kolar, urging the necessity for amending section 17 of the said Regulation.

2. As the section now stands, a Superintendent of a Mine can order by a written notice, a person not employed in that mine to quit the same. The District Superintendent of Police has authority only to so order, a person not employed in any mine to quit the Government cooly colonies. So, an undesirable person ordered by a Mine Superintendent to quit his mine, can safely lurk in the neighbourhood for a considerable time by taking shelter in another mine until his presence is felt there and he is detected and ordered by that Superintendent to quit that mine. In this manner he can go on infesting the fields in open voilence of the spirit of the Law, for months, if not, years. The inconveniences arising from undesirables were so much felt by

the Superintendents of the several mines that they met the District Magistrate in a conference in which it was resolved that the power to order such undesirables off the mines on the application of the Superintendents of Mines and from the Government Cooly Colonies, should be vested in the District Superintendent of Police(vide para 9 of the Kolar District Magistrate's letter No.C. 247 dated 15-1-1909 to your address).

3. Considering the laborious process and the time taken in tracing and dislodging the undesirables from mine to mine, I think it is very necessary, as the District Magistrate suggests, to so amend section 17 of the Mines Regulation as to vest in the District Superintendent of Police, the power of ordering off the unemployed from the areas detailed in the schedule annexed. The section may be recast thus:-

"Any person who shall have been directed to quit the area, defined in the schedule attached, by an order in writing signed by the Superintendent of Police, and who, subsequently to such order, remains at or re-enters the said area without the permission of the Superintendent of Police, shall be liable, on conviction before a Magistrate, to a fine not exceeding one hundred rupees or imprisonment of either description for a term not exceeding six months or both".

4. The District Magistrate recommends that, since the maximum term of imprisonment, viz, 3 months, now provided for the breach of the provisions of the section, has had no deterrent effect, it should be raised to one year. I think one year is too high and that 6 months is enough. This term has therefore been inserted in the proposed section.

5. I request you to obtain early orders of Government in the matter.

I have the honor
sir,
Your most obedient

M Lakshmanadass

for Inspector-General

Letter No.1171 dated 29th July 1911 from the Deputy Commissioner, Kolar District. to the Insgr-Genl of Police in Mysore.

"In response to para 2 of Government Proceedings No. 2363-5/Leg.12-10-3 dated the 17th February 1911, reviewing the fourth annual report on the working of the Mysore Mines Regulation No.IV of 1906, I have the honor to bring to your notice the pressing need for the amendment of section 17 "Liability of unemployed person ordered off any mine or cooly colony".

I would propose that the wording of this section be re-cast as follows, for reasons which I will enter into in detail later". "Any person who shall have been directed to quit the areas, defined in the schedule attached by an order in writing signed by the Superintendent of Police ar who, subsequently to such order, remains at or re-enters t said area without the permission of the Superintendent of Police, shall be liable on conviction before a Magistrate fined not exceeding one hundred rupees or imprisonment of ei description for a terms not exceeding one year or both"

The words "not employed on a mine" which are in t existing section, are quite unnecessary as, in practice a person is always dismissed from the service of a mine befo being served with a notice and in some instances in the pas the inclusion of these words has given rise to some confus and trouble.

The area defined in the schedule attached consists of the actual working mines and the Government Cooly Colon but I would like to point out that Robertsonpet and Oorgaum village are surrounded by these and consequently afford a safe shelter on the very borders. The Mines and Cooly Col adjoin each other and when a bad character is found in one them, he is at present warned off by a notice signed by the Superintendent of the mine or the Superintende

as the case may be, and served on him in a legal manner.

The bad character then moves on to an adjoining mine or cooly colony until he is traced there and again served with a notice, and he can carry on this game of hide and seek until some 12 notices or more have been served on him so as to ensure his conviction if he enters the prohibited are

This, as can well be imagined, is a laborious process and takes considerable time and I feel sure that it could not have been the intention of the legislature, when the section was framed, that such evasion of the spirit of the Law was even contemplated, as it stands to reason that if a man is considered an undesirable character in one locality he must be equally so for all others.

A further point to be noticed is that the maximum punishment, at present, for contravening the terms of a notice unless permission is given for the person served to re-enter, is fine not exceeding one hundred rupees or imprisonment of either description for a term not exceeding three months or both. Practical experience, extending now to over four years, shows that the sentence is in no way a deterrent one, as many of these bad characters have been convicted as many as four or five times for disobeying the terms of the notice, although warned by the Court that for the next offence the maximum of three months will be inflicted. I quoted some instances, showing of what class these undesirables are composed, in my last report on the working of the Regulation as follows:- "(1)One with 10 convictions amounting to over 7 years (2) one with 7 convictions amounting to over 9 months(3) Three with 6 convictions averaging 3 years and 3 months(4) one one with 5 convictions amounting to over 11 months &c.

With such characters to deal with, who live by dishonest means and have no property of their own the fine laid down in the section is a dead letter and cannot be enforced. I would therefore strongly urge that the penalty for re-entry be raised from months to one year's

rigorous imprisonment. This latter sentence would, of course, be only resorted to by Magistrates in their discretion in really flagrant cases.

If my suggestion regarding the increase in punishmer is accepted, it will be necessary to make a slight alteration in the wording of section 19".

---

* C O P Y *

M Lakshmanadas

for Inspector-General of Police.

Local Area to which section 17 of the Mysore Mines Regulation No.IV of 1906 is applicable.

The following Mines and Government Cooly Colonies in and around the Kolar Gold Fields.

Mines.

Mysore Mine, Champion Reef Mine, Oorgaum Mine, Nandydrug Mine, Balaghat Mine, Gold Fields of Mysore, Road Block Mysore West and Wyanaad(Tank Block) East Betrayaswamy & Krishnarajapuram.

G O V E R N M E N T C O O L Y C O L O N I E S.

Pitchapilli Cooly Colony. Pitchipilli Village Colony Robertsonpet Model Colony. Robertsonpet Panchama Colony. Robertsonpet Wodder Colony. Maskam Zinc Huts. Maskam A. Block. Maskam B.Block. Maskam D.Block. Maskam E Block. Bellagampilli Cooly Colony. Oorgaum Village Cooly Colony Krishnarajapuram Cooly Colony.

(Sd). B.T. Kesava Iengar.
For Deputy Commissioner.
Kolar District.

27th July 1911.

---

* C O P Y.*

Inspr-General of Police.

OFFICE OF THE INSPECTOR-GENERAL OF POLICE IN MY

No. 3455/438 *Dated Bangalore,* 18 March 19

SECTION Legis.
G.O.No. 13-1
No. 3

FROM

C. Srikantesvara Aiyar Esquire, B.A., B.I

Offg. *Inspector-General of Police in Mysore.*

To

C. S. Balasundaram Iyer Esq[illegible]

Offg. *Secretary to the Government of H. H. the Maharaja of Mys*
General and Revenue Depa

Sir,

With reference to your D. O. No.J. 442/Legis.13-11 dated the 11th November 1911, calling for proposals in the matter of amending the Mysore Mines Regulation, 1906, I have the honor to invite reference to this office communications Nos.815/78 and 819/82 dated the 24th August 1911 wherein amendments to sections 6,17 and 19 were recommended as referred to hereunder:-

Section 6 which defines"mining materials" should be so amended as to include electric copper wire and brass fitting.

ii. Section 17 which authorises the issue of notices on the un-employed undesirables to quit, vests that power in the Mine Superintendent as regards the Mines and in the District Superintendent

T. [illegible] 191 —19

Secy)

FROM

The Inspector-General of
Police in Mysore.

To

The Secretary to the Govt. of
H. H. the Maharaja of Mysore,
Gen. & Rev. Dept.

Dated 18th December 192

Despatched

Received

General No. 3455
No. 437

Enclosure No.

Submitting proposals in the matter of amending the Mysore Mines Regulations 1906.

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of Police as regards Government cooly colonies. This section should be so amended as to make the District Superintendent of Police the sole and only authority in the matter throughout the whole area viz the working mines and the Government cooly colonies as also Robertsonpet and Ooregum villages.

ii. Section 19 limits the period of punishment to be awarded for breaches of the provisions of section 17 to imprisonment not exceeding 3 months, which should be enhanced to 6 months and this section should therefore be amended so far.

2. This office letter No.3354/412 dated 27-2-1912 shows that the District Superintendent of Police, Kolar Gold Fields, has already got and does not need to be invested with any powers underground on the Kolar Gold Fields.

3. I request that you may be so good as to obtain the early orders of Government in the matter as the Mining authorities have long been urging the subject.

I have the honor to be,
sir,
Your most obedient servant,

Sd/- Sri Kanta Varadayya
Offg. Inspector-General of

Government of H.H.the Maharaja of Mysore.

General & Revenue Secretariat.

No. J 128/Legis 13-11-12

Dated 6th November ~~October~~ 1912.

Notification.

Under section 3(6) (e) ~~(d)~~ of the Mysore Mines Regulation 1906, the Government of His Highness the Maharaja are pleased to declare that each of the following articles used or intended to be used in mining operations, shall be classed as mining material within the meaning of the said section:-

(1) ~~Electric~~ copper wire of any ~~gu~~gage;

(2) All brass fittings appertaining to engines, boilers, compressed ~~air~~ air plant and electrical appliances; and

(3) Other manufactured parts of machinery.

By Order,

Offg.Secretary to Government.

publication in English and Kanarese, in Part ~~III~~ I and for supplying 200 spare copies of each to this office. Kanarese translation will follow. Proofs to be se to this office for approval before printing.

J 1282 9 6/11/12

Copy to the Inspector-General of Police in Mysore, with reference to the correspondence ending with his No. 3455/438 dated 1st March 1912.

By order

Offg. Secretary to Govt.

Legis 13 of 1911-12
Serial 5

Draft

Bangalore
28th November 12

D. O. No. 81/En2

My Dear sir,

I enclose herewith a copy of a Bill to amend the Mysore Mines Regulation 1906.

The copy of the Statement of Objects and Reasons that accompanies the Bill explains clearly the object and scope of the proposed amendments.

The Bill will in the usual course be laid before the Legislative Council.

Yours Sincerely
28.11.12 RC
(Dewan)

The Hon'ble ~~the~~ Col. Sir Hugh Daly K.C.I.E;
C S I ;

A Bill to amend the Mysore Mines Regulation 1906.

Preamble.

Whereas it is expedient to amend the Mysore Mines Regulation 1906; His Highness the Maharaja is pleased to enact as follows:-

Substitution of a new Section for Section 17.

1. The following shall be substituted for Section 17, Viz;

Liability of unemployed person to be ordered off any mine or Cooly Colony.

" 17. The Superintendent of Police for t Kolar Gold Fields may, by order in writing direct any person whose residence within such area as may be notified by Government from time to time is considered undesirabl to quit the said area within twenty four hours and such person shall not after the lapse of the said time, remain at or re-enter the said area without the permission of the said Superintendent of Police.

An order passed under this Section may be cancelled by the Superintendent of Police, or by the District Magistrate.

2. The last sentence of section 18 begining with the word "any" and ending with

with "19" shall be omitted.

3. In Section 19 of the said Regulations, for the words "an offence" in the first line, the ~~following~~ words "any act prohibited" shall be substituted.

Statement of Objects & Reasons

Section 17 of the Regulation as it now stands, gives power to a Superintendent of a Mine to order unemployed and undesirable persons to quit the area of the mine, and the District Superintendent of Police has authority to order such persons to quit the limits of Government Cool Colonies. But it often happens that an undesirable person ordered by one Superintendent to quit his mine quietly transfers himself to the premises of another mi where he can safely stop till the Superintendent of that mine passes another orde In this manner, the intention of the section can be, indirectly and for a considera length of time, evaded by the simple expedient of the person ordered to quit simply passing from the premises of one mine to another. The inconvenience was brought to the notice of the Government by the Mining Board and the Inspector General of Police and it was suggested that the power to

order

order undesirables to quit the mining area may be conferred on a single officer, Viz; the Superintendent of Police, Kolar Gold Fields, with jurisdiction over the entire mining area, instead of its remaining with the several Superintendents of mines with authority limited to the area of their respective mines. The area within which such orders should be operative will be separately notified from time to time, as that course will be more convenient than including it in the Regulation itself.

The members of the Representative Assembly who were consulted in the matter, had no objection to the adoption of the above suggestion.

Government agree in the view that there is a real inconvenience and that it should be remedied. It is, therefore, proposed to recast section 17 of the Regulation as in the Bill.

Accepting this view Govt propose to amend S. 17 of the Mines Regn suitably as follows:

The change referred to in clause 2 is only verbal and does away with certain words in section 18 , which are really unnecessary vide section 19

RC
28.11.12

Pol&c 919/10.12.12.

D. O. No. 2105

THE MYSORE RESIDENCY,

Bangalore, 7th December 1912.

DIARY No. 11620

1912-1913
SECTION Legis
FILE No. 13-11
SERIAL No. 6

Received D.O. No. 7239. dated 9.12.12 ordered to be submitted to Secretary 12.12.12

Bill 13/12

My dear Dewan Sahib

I am desired to acknowledge the receipt of your D.O. letter No. 81, dated the 28th November 1912, forwarding a copy of a Bill to amend the Mysore Mines Regulation, 1906, and in reply, to state that there appears to be no prima facie objection to the Bill being laid before the Legislative Council, as proposed.

I am Sincerely
M B Wachhaus

M. Visvesvaraya, Esq., C.I.E.,

Dewan of Mysore.

13-11-14

The Hon'ble

Col Sir Hugh Daly, K.C.I.E.,C.S.I

Resident in Mysore.

My dear sir,

With reference to Mr. Warbur ton's D.O. letter No.7239 dated the 7th December 1912 stating that there is no jection to the Bill to amend the Mysore Mines Regulation being placed before th Legislative Council, I write to state that the Bill is expected to be passed finally at the next meeting of the Legi lative Council to be held on the 14th April 1914.

As the Mines Regulation is n included in the Schedule appended to th new Treaty, it is presumed that the san tion of the Government of India is not required to the Bill passing into law.

Yours very sincerely,

J. No. 3844/ D. O. No. D. 1422

1913-10 THE MYSORE RESIDENCY,

SECTION Legis Bangalore, 16th May 1914

FILE No. 13-11

SERIAL No. 15

1 Dear Deputy Secretary

With reference to your D.O. letter No. 1580, date the 4th April 1914 regarding a Bill to amend the Mysore Mines Regulation, I am desired to say that while the vie taken by you in the matter seems prima facie to be techn ally correct, Sir Hugh Daly is of opinion that the amend ment is one which should be submitted to the Government India. It will be remembered that the Mines Regulation f 1906 was sanctioned by the Government of India and I m to draw your attention to this office letter No.3851, ated the 7th July 1905, and in particular to the last pa graph of that letter in which the direct responsibility he Government of India in the matter is laid down.

The wording of article 18 of the Treaty is, no oubt, slightly different from that of Article 19 of the nstrument of Transfer, but the meaning is substantially dentical, so that the position is the same now as in 19 n Article 18 of the Treaty it is stipulated that the

aharaja of Mysore shall not pass any laws or rules inonsistent with those contained in the schedule. It is vident that in some important respects the Mines Regulation is at variance with and goes beyond the provisions f the Criminal Procedure Code; for instance, in regard to ıe rights of search by the Police. It also contravenes ıe Evidence Act in throwing the burden of proof on to the ɔcused. In short it is recognized as a more stringent measure than the common criminal law of the country. In the same way the proposed amendment will confer powers upon the Superintendent of Police which exceed those conferred by the ordinary criminal enactments. For these reasons, Sir Hugh Daly is of opinion that the amendment which appears to be a desirable one, requires the consent of the Governor General

File No. 13-
Serial No. 16

iary No. of letter replied to G 3849

Pol No. 27/Exc 2

eneral and Revenue Secretariat
)
19 .

ssue 9. 7. 1914.

igned by Mr. D. M. Saraswija
Rad

To

The F. A. Resident
in Mysore, Bangalore

Sir

I am directed to forward herewith two copies of the Bill to amend the Mysore Mines Regulation, 1906, as finally adopted by the Mysore Legislative Council, and to state as follows:-

2. Section 17 of the Regulation as it now stands gives power

mine to order unemployed and undesirable persons to quit the area of the mine, and the District Supdt. of Police has authority to order such persons to quit the limits of Govt. Coolg colonies.

~~But it often happens that~~ an undesirable person ordered by one Mine-Superintendent to quit his mine ~~quietly transfers~~ removes ~~himself~~ to the premises of another mine where he can safely stop till the Superintendent of that mine passes another order. In this manner the intention of the section can be indirectly and for a considerable length of time, evaded by the simple expedient of the person ordered to quit ~~simply~~ passing from the premises of one mine to another

The object of this provision of law is often defeated as by present ~~himself~~ by undesirable persons ordered to quit the limits of one mine passing over to another, where they can stay with impunity, till a fresh order is passed.

List of enclosures,

Copied by

Examined by

GPB—10,000—28-2-11.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

to the notice of the Govt. by the Mining Board and the Inspector General of Police and it was suggested that the power to order undesirables to quit the mining area may be conferred on a single Officer, viz, the Superintendent of Police, Kolar Gold Fields, with jurisdiction over the entire mining area instead of its remaining with the several Superintendents of Mines with authority limited to the area of their respective mines. The present Bill has was accordingly prepared and placed before the Mysore Legislative council and was adopted by them. The area within which orders passed under this amendment should be ...

be separately notified from time to time as this course will be more convenient, than including it in the Regulation itself. The changes referred to in clauses 2 and 3 are only verbal. The former does away with certain words in Sec: 18 which are really unnecessary as they are referred to in Sec: 19.

4. I am now to request you to be so good as to move His Excellency to obtain the sanction of the Governor General in council for the Bill being passed into law.

I have &c

Off. Secretary to Govt

Draws

14/6/14

NOTIFICATION.

No. 77—L. C., dated the 28th April 1913.

Under Rule 31 of the Rules for the conduct of business of the Mysore Legis-ve Council, the following Bill to amend the Mysore Mines Regulation, 1906, is ublished for general information together with a Statement of Objects and Reasons.

By Order,
S. P. RAJAGOPALACHARI,
Secretary, Mysore Legislative Council.

A Bill to amend the Mysore Mines Regulation, 1906.

Whereas it is expedient to amend the Mysore Mines Regulation, 1906; His Highness the Maharaja is pleased to enact as follows:—

Preamble.

Substitution of a new section or Section 17.

1. The following shall be substituted for Section 17, *viz.*,

"17. The Superintendent of Police for the Kolar Gold Fields may, by order in writing, direct any person, whose residence within such area as may be notified by Government from time to time is considered undesirable, to quit the said area within twenty-four hours and such person shall not, ter the lapse of the said time, remain at or re-enter the said area without the ermission of the said Superintendent of Police."

Liability of undesirable person to be ordered off any mine cooly colony.

An order passed under this section may be cancelled by the Superintendent of olice or by the District Magistrate.

Amendment of Section 18.

2. The last sentence of Section 18 beginning with the word "any" and ending with "19" shall be omitted.

Amendment of Section 19.

3. In Section 19 of the said Regulation, for the words "an offence" in the first line, the words "any act prohibited" shall be substituted.

Statement of Objects and Reasons.

Section 17 of the Regulation as it now stands gives power to a Superintendent f a Mine to order unemployed and undesirable persons to quit the area of the ine, and the District Superintendent of Police has authority to order such per-ons to quit the limits of Government Cooly Colonies. But it often happens that n undesirable person ordered by one Mine-Superintendent to quit his mine uietly transfers himself to the premises of another mine where he can safely stop till the Superintendent of that mine passes another order. In this manner the intention of the section can be indirectly and for a considerable length of time, evaded by the simple expedient of the person ordered to quit simply passing from the premises of one mine to another. The inconvenience was brought to the notice of the Government by the Mining Board and the Inspector-General of Police and it was suggested that the power to order undesirables to quit the mining area may be conferred on a single officer, *viz.*, the Superintendent of Police, Kolar Gold Fields, with jurisdiction over the entire mining area instead of its remaining with the several Superintendents of Mines with authority limited to the area of their respective mines.

The members of the Representative Assembly who were consulted in the matter had no objection to the adoption of the above suggestion.

Accepting this view Government propose to amend Section 17 of the Mines Regulation suitably.

The area within which orders passed under this amended section should be operative will be separately notified from time to time, as that course will be more convenient than including it in the Regulation itself.

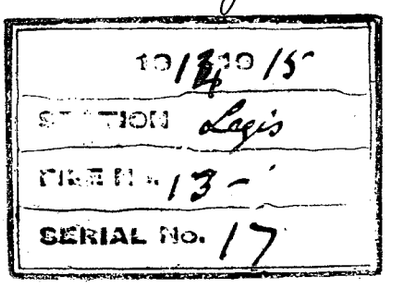
The changes referred to in clauses 2 and 3 are only verbal. The former does away with certain words in Section 18 which are really unnecessary, *vide* Section

FROM

B. WARBURTON, ESQ., I. C. S.,

FIRST ASSISTANT TO THE RESIDENT IN MYS

DIARY No. J. 367



To

The Dewan of Mysore.

Dated Bangalore, 31/87 July

SIR,

I am directed to acknowledge the receipt of Mr. Narasinga Rao's letter No. 27 Pol., dated the 9th July 1914, forwarding for the orders of the Governmer of India a draft bill to amend the Mysore Mines Regulation, 1906.

2. In reply, I am to say that the Governor-Genera in Council has been pleased to accord his consent to the Bill on the understanding that he retains over it the power and authority which vest in him by virtue of Article 18 of the Treaty of 1913.

I have the honour to be,

Sir,

Your most obedient servant,

B Warburton

First Assistant Resident.

MR

I. O. 2.—R. P. B.—8-1911.—3,000.

File No. 13-11

Serial No ~~12~~ 18

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE
SECRETARIAT.

ORDER THEREON.—No. J 616 & 1

Ordered that the accompanying Regulation to amend the Mysore Abkari Regulation, 1906, which received the assent of H

is Highness the Maharaja
the 20th August 1914, be
ublished in the Mysore
azette for general informati
Regulation No IX of 1914

For Secretary to Govt

e Compiler Mysore
tte for publication in
lish and Kannada in
I-III of the Gazette and
supplying 200 spare copies
English and 100 in Kannad
this Office and 100 in
glish and 50 in Kannada
the Curator Mysore Govt
Book Depot
Proofs should be
for approval
to this Office before

Regulation No. IX of 1914

(Received the assent of His Highness the Maharaja on the 20th August 1914)

Regulation

A ~~Bill~~ to amend the Mysore Mines Regulation, 1906.

(Received the assent of His Highness

Whereas it is expedient to amend the Mysore Mines Regulation, 1906; His Highness the Maharaja is pleased to enact as follows:—

Preamble.

Substitution of a new section for Section 17.

1. The following shall be substituted for Section 17, *viz.*,

"17. The Superintendent of Police for the Kolar Gold Fields may, by order in writing, direct any person, whose residence within such area as may be notified by Government from time to time is considered undesirable, to quit the said area within twenty-four hours and such person shall not, after the lapse of the said time, remain at or re-enter the said area without the permission of the said Superintendent of Police."

Liability of undesirable person to be ordered off any mine or cooly colony.

An order passed under this section may be cancelled by the Superintendent of Police or by the District Magistrate.

Amendment of Section 18.

2. The last sentence of Section 18 beginning with the word "any" and ending with "19" shall be omitted.

Amendment of Section 19.

3. In Section 19 of the said Regulation, for the words "an offence" in the first line, the words "any act prohibited" shall be substituted

REGULATION NO. IX OF 1914.

(Received the assent of His Highness the Maharaja on the 20th day of August 1914.)

A Regulation to amend the Mysore Mines Regulation, 1906.

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Preamble.

Substitution of a new section for Section 17.

1. The following shall be substituted for Section 17, *viz.*—

"17. The Superintendent of Police for the Kolar Gold Fields may, by order in writing, direct any person, whose residence within such area as may be notified by Government from time to time is considered undesirable, to quit the said area within twenty-four hours and such person shall not, after the lapse of the said time, remain at or re-enter the said area without the permission of the said Superintendent of Police.

Liability of undesirable person to be ordered off any mine or cooly colony.

An order passed under this section may be cancelled by the Superintendent of Police or by the District Magistrate."

Amendment of Section 18.

2. The last sentence of Section 18 beginning with the word "any" and ending with "19" shall be omitted.

Amendment of Section 19.

3. In Section 19 of the said Regulation, for the words "an offence" in the first line, the words "any act prohibited" shall be substituted.

M. VISVESVARAYA,
Dewan.

Legis File No. 13
Serial No. 19

Diary No. of letter replied to_____

Pol No. 284/a 11

General and Revenue Secretariat

( )

, the 191

To

The H. D. Resident in Mysore
Bangalore

Date of issue 3/10/26

Signed by Hon. D. M. Sanāsvya

I am directed to forward herewith 11 copies of the Regn to amend the Mysore Mu Regn, 1906 (Regn IX of 1914) which received the a and to request that a copy may be forwarded to His Highness the Naiyan Government.

I have &c

sf 2/9/26

for Chief Sec. to Gov.